

Inventorship Under 37 C.F.R. § 1.48(c)(1) to add Teresa A. Brandt as an inventor and a Statement of Teresa A. Brandt indicating that the error of her omission as inventor arose without any deceptive intent on her part. Upon amendment of inventorship, the cited reference will constitute Applicants' own disclosure since the only other author on the cited reference, Bertram L. Jacobs, is a named inventor on the present application. Thus, Applicants' disclosure of his or her own work within the year before the application filing date cannot be used against him or her under 35 U.S.C. § 102(a). *In re Katz*, 687 F.2d 450, 215 U.S.P.Q. 14 (C.C.P.A. 1982). Accordingly, Applicants respectfully request that rejection of the claims under 35 U.S.C. § 102(a), and the objection of claims 3 and 6 as being dependent upon rejected base claims, be withdrawn.

#### CONCLUSION

Applicants believe that the foregoing amendment and remarks place the claims in condition for allowance, and request withdrawal of the outstanding rejections and objections. An allowance is earnestly sought.

A courtesy copy of all the pending claims is attached hereto as Exhibit A.

No fee, other than the extension of time fee under 37 C.F.R. § 1.136, is believed due for filing of this paper, which is submitted together with a Request to Correct Inventorship Under 37 C.F.R. § 1.48(a). If any additional fee is due in connection with the filing of this

paper, please charge the fee to our Deposit Account No. 02-4377. A duplicate of this sheet is enclosed.

Respectfully submitted,

A handwritten signature in cursive script, reading "Alicia A. Russo", written over a horizontal line.

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Date: September 12, 2002

Attachment